

**UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT**

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

ALARIS HEALTH AT ROCHELLE PARK,

Respondent.

Case No. 19-1794

**RESPONDENT’S ANSWER TO APPLICATION FOR ENFORCEMENT  
OF AN ORDER OF THE NATIONAL LABOR RELATIONS BOARD**

Pursuant to Fed. R. App. P. 15(b)(2), Alaris Healthcare at Rochelle Park (“Alaris”), submits its Answer to the Application for Enforcement of an Order of the National Labor Relations Board (the “Board”), which was filed on or about April 9, 2019, and which seeks enforcement of the Board’s Decision and Order in NLRB Case Nos. 22-CA-124968, 22-CA-125889, and 22-CA-140560, reported at 367 NLRB No. 55 (“Board’s Order”).

Alaris admits that this Court has jurisdiction over this matter and that venue is proper in this Circuit. Alaris denies, however, that the Board’s Order should be enforced. Alaris asserts that the Board’s Order is not supported by substantial evidence, is arbitrary, capricious, an abuse of discretion, and otherwise not in accordance with the law and, consequently, it should not be enforced.

Date: April 29, 2019  
Melville, New York

*/s/John T. Bauer*

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**CERTIFICATE OF SERVICE**

A true copy of the foregoing *Respondent's Answer to Application for Enforcement of an Order of the National Labor Relations Board* was filed electronically on this 29th day of April, 2019. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Date: April 29, 2019  
Melville, New York

/s/John T. Bauer

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